

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

recommendation contains no clear error and will therefore adopt the recommendation. Accordingly, **IT IS HEREBY ORDERED AS FOLLOWS:**

- 1) The report and recommendation is **ADOPTED**;
- 2) Defendants Carter and City of Harrisburg's motion to dismiss (Doc. 21) is **GRANTED**; and
- 3) This case is remanded to the magistrate judge for further pretrial proceedings.

s/Sylvia H. Rambo  
United States District Judge